

THE HONORABLE BENJAMIN SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY
JAMES M. PETERS, DETECTIVE
SHARON KRAUSE, SERGEANT
MICHAEL DAVIDSON, CLARK COUNTY
PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE
COUNTY OF CLARK and JOHN DOES
ONE THROUGH TEN,

Defendants.

NO. C11 5424 BHS

DECLARATION OF GUY
BOGDANOVICH IN SUPPORT OF
MOTION TO STRIKE SECOND
SUPPLEMENTAL DISCLOSURE
AND TO BAR TESTIMONY

NOTE ON MOTION CALENDAR:
Friday, February 8, 2013

PURSUANT TO 28 U.S.C. § 1746, Guy Bogdanovich declares as follows:

1. I am competent to testify in all respects, and make this declaration from personal knowledge. I am the attorney of record for defendant Sharon Krause in the above-entitled action.

2. Attached hereto as **Exhibit A** is a true and correct copy of Plaintiffs Second Supplemental Disclosure Pursuant to Fed. R. Civ. P. 26(a)(1), which was emailed to me by the office of counsel for plaintiff on January 9, 2013.

DECLARATION OF GUY BOGDANOVICH
IN SUPPORT OF MOTION TO STRIKE
SECOND SUPPLEMENTAL DISCLOSURE
AND TO BAR TESTIMONY - 1

Cause No: C11-5424 BHS

LAW, LYMAN, DANIEL,
KAMERRER & BOGDANOVICH, P.S.
ATTORNEYS AT LAW
2674 RW JOHNSON BLVD SW, TUMWATER, WA 98512
PO BOX 11880, OLYMPIA, WA 98508-1880
(360) 754-3480 FAX: (360) 357-3511

1 I declare under penalty of perjury under the laws of the State of Washington and
2 the United States of America that the foregoing is true and correct.

3 DATED this 23rd day of January, 2013 at Tumwater, Washington.
4

5 /s/ Guy Bogdanovich

6 _____
7 Guy Bogdanovich
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**DECLARATION OF GUY BOGDANOVICH
IN SUPPORT OF MOTION TO STRIKE
SECOND SUPPLEMENTAL DISCLOSURE
AND TO BAR TESTIMONY - 2**

Cause No: C11-5424 BHS

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EXHIBIT A

Honorable Judge Benjamin Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

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SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK and JOHN DOES ONE THROUGH
TEN,

Defendants.

No. C11-5424BHS

PLAINTIFF'S SECOND
SUPPLEMENTAL
DISCLOSURE PURSUANT TO
FED.R.CIV.P. 26(a)(1)

NOW COMES PLAINTIFF, Clyde Ray Spencer, by and through his attorneys,
Kathleen T. Zellner & Associates, P.C., and makes the following Second Supplemental
Disclosure Pursuant to Rule 26(a)(1):

Second Supplemental Disclosure

1. Menona D. Landrum
10602 NE 19th Street
Vancouver, Washington 98664-4384

Mrs. Landrum is expected to testify that in 1985 she worked at the Clark County
Sheriff's Office in the civil division. Mrs. Landrum will testify that at that time she was a

PLAINTIFF'S SECOND SUPPLEMENTAL DISCLOSURE
PURSUANT TO FED.R.CIV.P. 26(a)(1) (C11-5424BHS) — 1

Kathleen T. Zellner & Associates, P.C.
LAW OFFICES
1931 Butterfield Road
Suite 650
Downers Grove, Illinois 60515
630 955 1212 main • 630 955 1111 fax

EXHIBIT A

1 licensed notary public in the State of Washington. She will testify that she kept her notary
2 stamp in an unlocked desk drawer at the Sheriff's Office.

3 Ms. Landrum is expected to testify concerning the signatures that are purported to be
4 hers on the quitclaim deed for the property located at 17681 Lucia Falls Road, Yacolt,
5 Washington. (Previously disclosed as bates number Spencer006062). Mrs. Landrum will
6 testify that the signatures are forged. She will further testify that she never visited Ray Spencer
7 at the Clark County Jail, that she did not witness him sign the quitclaim deed, and that she did
8 not notarize his signature.
9

10 Respectfully submitted,

11
12 /s/ Kathleen T. Zellner

13 Kathleen T. Zellner & Associates, P.C.

14 Admitted *pro hac vice*

15 1901 Butterfield Road

16 Suite 650

17 Downers Grove, Illinois 60515

18 Phone: (630) 955-1212

19 Fax: (630) 955-1111

20 kathleen.zellner@gmail.com

21 Attorney for Plaintiffs
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DECLARATION OF SERVICE

I hereby certify that on January 9, 2013, I caused the foregoing to be served via email, and by U.S. mail by depositing a copy of same in the mailbox located at 1901 Butterfield Road, Downers Grove, Illinois, proper postage prepaid, to the attorneys of record as follows:

Patricia Campbell Fetterly Daniel J. Judge Robert M. McKenna Assistant Attorney General Torts Division PO Box 40126 Olympia, WA 98504-0116 Email: patriciafl@atg.wa.gov Attorneys for Defendant James M. Peters	
Guy Bogdanoich Law, Lyman, Daniel, Kamerrer & Bogdanovich, P.S. P.O. Box 11880 Olympia, WA 98508-1880 Email: gbogdanovich@lldkb.com Attorney for Defendant Sharon Krause	Jeffrey A. O. Freimund Freimund Jackson Tardif & Benedict Garratt, PLLC 711 Capitol Way South, Suite 602 Olympia, WA 98502 Email: jeffF@fjlaw.com Attorneys for Defendant Michael Davidson

/s/ Kathleen T. Zellner

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kathleen.zellner@gmail.com
 Attorney for Plaintiffs